

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : **Francesca Kuglen** **Atty Docket:** **K551-003**
Serial No. : **10/764,279** **Examiner:** **Robyn K. Doan**
Art Unit: **3732**
Filed : **January 22, 2004**
For : **STRETCH COMB HAIR RETAINER**
Confirm No : **9690**

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicant submits herewith the patents, publications or other information of which she is aware, which she believes may be material to the examination of this application and in respect to which there may be a duty to disclose in accordance with 37 CFR 1.56.

This Information Disclosure Statement is not intended to constitute an admission that any patent, publication or other information referred to herein is material or is "prior art" for this invention unless specifically designated as such. In accordance with 37 CFR 1.97(g) the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(b) exists.

Applicant sets forth a list of patents and/or publications on the attached Form PTO/SB/08A. A copy of each of the items on PTO/SB/08A is supplied herewith.

OTHER INFORMATION

The following other information is being provided in accordance with 37 CFR

1.98(a)(2)(iv).:

Copies of the following documents provided to applicant's attorney by third parties are submitted herewith for the examiner's consideration:

1. (Cite No. CC) A certified copy of a written statement dated February 1, 2008 by Monica Law, Director of Deichmann+ Co Ltd. (Evita Peroni) relating to the Evita Peroni "Elsamarie Comb" shown in the Evita Peroni brochure submitted with applicant's Information Disclosure Statement dated October 3, 2007, purporting to establish dates of that the Elamarie comb was first disclosed in print and delivered to the United States, which are prior to the filing date of applicant's provisional application No. 60/466,244 filed April 28, 2003.

2. (Cite No. DD) Document Certification of Paul Kam Yuen Ng dated January 31, 2008, and attached documents, which purport to be "documents for the company of Deichmann+ Co LTD" and which purport to evidence a shipment of Evita Peroni products, including "Elsemarie Combs" into the United States. Indicated Attachments: copy of Master Air Way Bill No. 406-757-75718624; Invoice No. 0898; Invoice No. 1063; Photograph.

This Information Disclosure Statement is filed under the provisions of 37 CFR 1.97(b)(3).

A first Office Action on the merits has not yet been mailed. No fee is required.

Date: January 6, 2009

Respectfully submitted,

/Donald L. Beeson/

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